

211.9111 Certification as mitigation contractor -- Renewal of certification -- Fees -- Duties of mitigation contractor.

- (1) The cabinet shall issue a certification as a mitigation contractor to any person who:
 - (a) Submits a complete and accurate application for certification on a form prescribed by the cabinet through promulgation of an administrative regulation;
 - (b) Pays the certification fee established by the cabinet through promulgation of an administrative regulation within the following restrictions:
 1. An initial certification fee shall not exceed two hundred fifty dollars (\$250);
 2. An annual renewal fee shall not exceed two hundred fifty dollars (\$250);
 3. A duplicate certificate fee shall not exceed twenty dollars (\$20); and
 4. A late renewal fee shall not exceed one hundred dollars (\$100);
 - (c) Provides the cabinet with documentation of successful completion of a cabinet-approved radon mitigation course and exam;
 - (d) For renewal of certification, provides proof of completion of at least eight (8) hours of continuing education credit per year;
 - (e) Submits a quality control program plan that meets the minimum standard operating procedures requirements established by the cabinet through promulgation of an administrative regulation; and
 - (f) Furnishes evidence of financial responsibility to the cabinet consisting of a license and permit bond and a liability insurance policy that satisfies the requirements of KRS 211.9113.
- (2) A mitigation contractor shall:
 - (a) Ensure all mitigations are conducted in accordance with mitigation standard operating procedures established by an administrative regulation promulgated by the cabinet;
 - (b) Maintain a quality control program plan that meets the minimum standard operating procedures requirements established by the cabinet through promulgation of an administrative regulation;
 - (c) Ensure all mitigation activities are conducted under the general supervision of an individual certified to conduct radon mitigation;
 - (d) Ensure post-mitigation measurement is conducted by a person certified to conduct measurement; and
 - (e) Ensure all radon mitigation systems repaired or altered on or after January 1, 2013, meet the mitigation standard operating procedures established by an administrative regulation promulgated by the cabinet.

Effective: June 8, 2011

History: Created 2011 Ky. Acts ch. 74, sec. 6, effective June 8, 2011.